

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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TERENCE GRAU and NELSON LOUIS :
Individually, and on Behalf of All Other :
Persons Similarly Situated, :

Plaintiffs, :

v. :

USTA NATIONAL TENNIS CENTER, INC., :
et al., :

----- X

08 CV 2812 (ARR)(RER)


**STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs Terence Grau and Nelson Louis and counsel for Defendants USTA National Tennis Center, Inc. United States Tennis Association, Inc., and USTA Serves, Inc., Jointly And Severally, in accordance with Rule 41(a)(1) of the Federal Rules of Civil Procedure, that the above entitled action be dismissed with prejudice and without costs as to Plaintiffs Terence Grau and Nelson Louis and be dismissed without costs and without prejudice as to the members of the alleged putative class action and/or collective action other than Plaintiffs Terence Grau and Nelson Louis. This Stipulation does not prejudice the rights, if any, of the members of the alleged putative class action and/or collective action other than said Plaintiffs Terence Grau and Nelson Louis.

Dated: New York, New York
August 31, 2009

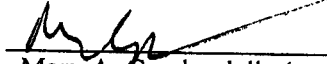
Dated: New York, New York
August 31, 2009

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S. Reichel /Signed by Judge Ross/ *USDJ*
9/10/09